

**REGULAR MONTHLY MEETING
Mayor and Council
Borough of Harrington Park, New Jersey
Monday, April 16, 2012**

MINUTES

Call Meeting to Order

Time: 7:02PM

(PAH) Mayor's Announcement

In compliance with Chapter 231, Public Law 1975, adequate notice of the meeting was made. It is included in the Annual Meetings posted on the bulletin board in the Municipal Center. Copies have been mailed to, the BERGEN RECORD, NORTHERN VALLEY PRESS and the SUBURBANITE. A copy has been filed with the Borough Clerk and copies have been mailed to individuals requesting same.

(ALB) Roll Call

	PRESENT	ABSENT
NAPOLITANO	X	
QUANTMEYER		X
EVANELLA	X	
ROTH	X	
DUNLEA	X	
CHUNG	X	

Also present:

Ms. Ann H. Bistriz-Borough Clerk
Mr. John R. Dineen-Borough Attorney
Mr. Gary Higgins, Borough Auditor
Ms. Anne E. Murphy, CFO

(PAH) Flag Salute

PAH asked prospective Eagle Scout David Giacomini to lead the Flag Salute.

MEETING PROCEDURE:

- 1. Call Meeting to Order (Mayor)**
- 2. Mayor's Announcement (Mayor)**
- 3. Roll Call (Borough Clerk)**
- 4. Flag Salute (Borough Clerk)**
- 5. Minute Approval(s) (Mayor & Borough Clerk)**
- 6. Correspondence (Act. Borough Clerk)**
- 7. Reports of Committees (Council Members)**
- 8. Old Business**
- 9. New Business**
- 10. Mayor's Report-Remarks, Announcements, Proclamations**
- 11. Public Discussion-Open-Motion**

12. Public Discussion-Close-Motion

13. Ordinance (s)

14. Ordinance (s) Second Reading

15. Closed Session-Motion-Second

16. Adjournment

(PAH) Suspension of Regular Order of Business

Motion GE

Second JD

Vote AIF

Budget Hearing 2012

(JR) Waiver to Read Budget in Full-Addendum A

Motion JD, second GE-no discussion-Roll Call-AIF

Ordinance #667 Second Reading-Addendum AA-1

**CALENDAR YEAR 2012 ORDINANCE TO EXCEED
THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK**

(N.J.S.A. 40A-4-45.14)

Motion to Open to Public JR

Motion to Close to Public GE

AIF

No public in attendance

Motion to Approve JR

Second JD

Discussion-none

Vote: AIF

PAH thanked Council for their time and effort that was spent on reviewing the budget, making wise decisions and creating a livable budget. He complimented JR on his leadership. Thank you was extended to AEM and Gary Higgins for their guidance and assistance.

Council had no additional comments.

Mr. Higgins added that this year the Borough is allowed to self-examine the budget and it should be noted that the municipality fell way under the CAP. He recommended the adoption of the budget

Budget Hearing 2012

Motion to Open to Public-JR, Second JD-AIF

No public present for discussion

Motion to Close to Public-JR, Second JD-AIF

Resolution to Adopt 2012 Municipal Budget-Addendum B

Motion JR

Second JD

Roll Call AIF

Council agreed with PAH to remain open for public discussion.

Prospective Eagle Candidate David Giacomini presented his Eagle Project request. His project would be an extensive repair to the George Street Bridge. This would include the roof, planking and railing as well as some clean up in the stream area. He will make every concerted effort for safety and will not inconvenience any residents. Any work done will be at no cost to the Borough. Work would be completed through various phases over the period of a couple of weeks. A handout with photographs was distributed to all Councilmembers. PAH complimented Mr. Giacomini for his clear and precise presentation and he wishes him well with his project.

Close to public GE, JR AIF

(PAH)Regular Order of Business

Motion: GE

Second: JD

Vote: AIF

(PAH) Minutes Approval

Motion GE

Second JD

AIF

Agenda Meeting-March 12, 2012

Regular Meeting-March 19, 2012

(PAH) Consent Agenda-Resolutions

Motion JR

Second AN

JD noted that Neglia Engineering will be attending a May meeting to discuss the LA Roche Paving project

With no further discussion, Roll Call-AIF

(AN) Support A-2717-COAH-Addendum C

(GQ) JIF Handbook-Addendum D

(GE) Jewish Family Services-Wheels for Meals-Addendum E
Reverse 911 County Services-Swiftreach-Addendum F

(JR) Tax Judgment-Addendum G

Payment of Claims-Addendum H

Award of Contract Tax Maps-Neglia Engineering-Addendum I

Special Emergency Notes-Revaluation-Addendum J

Award of Contract-Realty Appraisal Company-Addendum K

Restoration of Energy Taxes to Municipalities-Addendum L

(JD) Professional Services-Neglia Engineering-Parkside/LaRoche Paving-Addendum M

Change Order Highland II-Addendum N

Change Order Riverside Paving-Addendum O

Consent Correspondence

SEE ADDENDUM "AA-3"

Motion GE Consent Correspondence be accepted and become a part of this meeting without Discussion

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Second JR Vote AIF

Councilman Napolitano

(AN) Planning Bd., Bd. of Adjustment, Construction, Fire

AN would like Council to consider Mr. Zavadino's proposed CCO Ordinance request. JZ was present for any questions. The fees are comparable to other towns in the area. This will be a great way to make sure that multi-family homes are safe and legal, and that sump pumps flow into the appropriate systems. This will also ensure that all construction work is compliant. A check list has already been created for a successful inspection.

Councilman Quantmeyer

(GQ) Recreation Commission, Environmental Commission Personnel & Performance Evaluations

No report

Councilman Evanella

(GE) Police, Municipal Court, Public Assistance

566 Calls, 231 Traffic violations, time has been spent in the school to promote safety, and walking patrols of Beechwood Park are continually scheduled.

3-AAA helmets have been handed out.

YTD-OT \$46,800

5919 miles driven with YTD 17,072miles total.

Councilman Roth

(JR) Finance, Administration & Exec., Grants, Newsletter

Councilman Dunlea

(JD) DPW, Recycling, Building & Grounds

Business as usual at the DPW. School thought they had contacted the Borough to utilize the DPW to cut their grass. However, no request was ever received. The school will hire their own landscaper.

ADA compliance approval was received for the new bleachers for Highland Field that will be purchased through Bond funds and fund raising through Sports Boosters Association.

Councilwoman Chung

(JC) Board of Health, Sanitation Liaison to Board of Education

No Report

Old Business

None

New Business

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(GE) Police Committee

The Committee wants to make an informed decision through an organized process. The Police Committee will be meeting weekly until a well thought out recommendation can be presented to Council.

The committee will review past attempts of consolidation efforts since 70% of the residents were interested in pursuing this process. They also will consider the possibilities of a Police Director as well as consideration that address this year's budget in a responsible manner. The committee is unanimous about this exploratory process to enable a viable outcome that satisfies all issues. The Committee took similar efforts with the new officers that were hired and feel they have done a satisfactory job.

(GQ) Highland Field Usage-Junior Woman's Club

A request to hold a Carnival for 3-5 days at Highland Field has been received. JR has spoken with several people on the Recreation Commission and they have concerns of field damage. PAH asked all of Council to review the memo that was handed out at the April 9, 2012 meeting. JD raised the questions of insurance issues, organization of enough voluntary manpower and the expense to the DPW. PAH expressed concern about EMT coverage and the total amount of extra expenditures on the Borough. Homeowners need to be notified and there will be a tremendous amount of traffic and parking in the vicinity of Highland Field. GE would have to investigate Police Department issues and scheduling. He knows from working on this type of event through Holy Family that the ride operators are very cautious with weather condition, however perhaps there is just not enough time to address all the questions posed. A definitive answer would be necessary from the Recreation Commission; they do not meet until April 18. There just simply may not enough time to put this all together.

Mayors Report

Honorary name change of Short Place to **Shortal Place** is scheduled for May 6 at 1pm. Lions Club donated the signs. PAH is inviting all of Council, Ambulance Corps, America Legion and the OLV community, all of which Councilman Shortal was so involved.

Riverside Cooperative-New bids will be received since there was a problem with the original lowest bid.

Elected Officials Class-Council should attend to save \$250 each off the insurance premium. ALB will contact JIF for additional classes.

PAH has requested proposals from several contractors to repair the roof and the outside of the Municipal Building.

PAH thanked Council for their support of the COAH resolution and the Energy Tax Resolution.

Council is invited to join the Environmental Commission and Green Team to help clean up the damage at Beechwood Park-April 22, 2012 at noon.

Ordinances Motion JR, second JD-AIF

Second Reading-Addendum AA-2

**#668 AN ORDINANCE PURSUANT TO N.J.S.A. 40A:4-53
AUTHORIZING AN EMERGENCY APPROPRIATION FOR THE
PREPARATION OF APPROVED TAX MAPS AND PREPARATION AND
EXECUTION OF A COMPLETE REEVALUATION PROGRAM**

Open to Public JR, Second GE-AIF

Closed to Public JR, Second GE- AIF

JD left meeting at 7:40 returning at 7: 53pm

Closed Session NONE

(PAH) Asked Council to extend the courtesy of re-opening the meeting for Public Discussion.

Motion GE, Second JR-AIF

Glenn Luciano, 208 Harriot Avenue

Mr. Luciano missed the Budget hearing since he was delayed at work and requested Council entertains some of his concerns.

Mr. Luciano requested information pertaining to the budget vote and several line items ranging from expense allowances and salary increases. AEM was requested to come back to the meeting to help address most of these financial questions. AEM explained that the expense allowance overage from 2011 covers the cost and mileage for classes that were required for certification of the Acting Clerk. Two of the class locations were changed and the mileage was significantly different. Regarding the salary increase, this reflects the new position as Registered Municipal Clerk. PAH added that this figure is in range, if not less than other clerks in the area, and the Borough is fortunate to have a diligent employee at this salary. Mr. Luciano asked why the Planning Board secretary had a huge increase as well for 2012. AEM explained that \$200 of that figure was from the delay in submission of pay vouchers from 2011, and the funds had to be accounted for this year. Money had already been transferred to use in other areas prior to receiving these vouchers.

Mr. Luciano questioned a typographical error in the Newsletter regarding the 2012 budget. He wanted to know how something like this could happen and what measures will be taken in the future to prevent such a mistake. He also questioned if all advertisements were paid for. AEM stated that the United Water one was not paid for yet, all others were. ALB stated that she had filed all the paperwork with UWR and was told they forward the money directly to the CFO, she was unaware that they had not paid their share. ALB would contact them in the morning to determine what had happened. PAH added that the budget "points" figure and calculation was human error and a corrected version would be posted on the town website as soon as possible. He thanked Mr. Luciano for bringing this error to the Council's attention. PAH remarked that Mr. Luciano's negative opinion about the Newsletter in the paper format, mailed to each household is outweighed greatly by the appreciative calls of many, residents who are very happy to have this information received by mail and in print.

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Mr. Luciano continued his inquest into the Police Department overtime and salary increases. It was explained that there are two officers out with injuries and new officers have been hired, but overtime still occurs. GE explained the parameters of the Police Department budget and what the outfall of issues are when it is undermanned. GE explained the promotion process of NJSA 40:14-129.

Discussion continued regarding health benefit amounts (state mandated expenses for FSA accounts).

PAH asked Mr. Luciano to conclude his budget questions since the budget has already been passed. A five minute resolution for discussion was passed a by the last council and PAH felt that this discussion became unproductive and overly argumentative (allotted 40 minutes to this point). JR asked why Mr. Luciano did not come to any of the budget meetings. Mr. Luciano stated that there were not enough held. JR stated that each meeting had department members attend and were all very productive. AEM kept council up to date on all changes and requests that may have been made between each meeting.

Mr. Luciano was upset that Council had chosen to end the public portion of the meeting. However, PAH encouraged Mr. Luciano to submit his list of questions (additional 2 ½ pages) to Council so they could be address thoroughly.

One last comment from Mr. Luciano was directed to the upcoming Revaluation. He wanted to know why it was being done. He placed on record that he has not appealed his taxes. JD explained that the County had authorized the revaluation by petition of the Borough since millions of dollars of ratable have been lost over the past few years. Last year there were 125 appeals and this year, even with the public knowing that there is a revaluation in the works, about 90 appeals were received.

Adjournment 8:43pm

JR moved to adjourn the meeting at this time.

Second: GE

Vote; AIF

Addendum A RESOLUTION

Resolution Re: Waiver of Reading in Full of the 2012 Budget

WHEREAS, N.J.S. 40A:4-8 permits that the Budget as advertised may be read by its title providing that at least one week prior to the date of the hearing a complete copy of the approved budget shall

- a) be posted in a public place where public notices are customarily posted, and
- b) is made available to each person requesting the same during said week and during the public hearing, and

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WHEREAS, the Borough of Harrington Park has complied with the aforesaid requirements.

NOW, THEREFORE, BE IT RESOLVED, the Borough is hereby permitted to waive the reading in full, of the Municipal Budget for the year ending December 31, 2012.

**Addendum B
RESOLUTION**

Approval 2012 Municipal Budget for Harrington Park

Be it Resolved by the Governing Body of the Borough of Harrington Park, County of Bergen, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations and authorizations of the amount of:

- (a) \$4,399,575 (Item 3 below) for municipal purposes, and
- (b) \$----- (Item 2 Below) for school purposes in Type 1 School Districts only to be raised by taxation and,
- (c) \$----- (Item 4 Below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$106,422 (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) \$332,692 (Item 5 below) for Minimum Library Tax

**Addendum C
RESOLUTION
SUPPORTING A-2717**

Extending the time period for municipalities to commit to expend collected development fees and payments-in-lieu of constructing affordable units

WHEREAS, P.L. 2008, c. 46 established a four year timetable for municipal housing trust dollars to be “committed for expenditure, or risk forfeiture to the State;” and

WHEREAS, the 2008 Act did not define the term “committed for expenditure” and deferred to the Council on Affordable Housing (COAH) to promulgate regulations as to the requirements to be met for “committed” as well as a timetable for expenditures; and

WHEREAS, neither COAH nor the Department of Community Affairs has adopted, nor proposed, the regulations pursuant PL 2008, c. 46; and

WHEREAS, hundreds of municipalities submitted spending plans to COAH, of which only a fraction of these plans were reviewed by the agency, and most of these municipalities have not been provided any guidance on their spending plans; and

WHEREAS, at the time of 2008 Act, COAH was prepared to adopt its “3rd round regulations” establishing municipal obligations under the “Fair Housing Act”; and

WHEREAS, COAH's 3rd round regulations were highly controversial and fundamentally flawed, and subsequently set aside by the Appellate Division, and the appeal of that decision now awaits consideration by the State Supreme Court; and

WHEREAS, eight years of litigation over COAH's methodology has had a chilling effect not only on the development of affordable housing, but on the ability of local governments to commit trust fund dollars without knowledge of their respective obligations, and certainty that such commitment would count towards its housing obligation; and

WHEREAS, forfeiture of trust fund dollars starting in July 2012 would be fundamentally unfair, inequitable and indefensible since neither COAH nor DCA has provided the required guidance or certainty; and

WHEREAS, these trust fund dollars should be used as intended: to subsidize the costs for municipalities in meeting their affordable housing obligations while assuring that these costs do not fall to local taxpayers; and

WHEREAS, forfeiture of these dollars, estimated by some to be as much as \$200 million, would displace this financial obligation to the taxpayers in these communities; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of Harrington Park urges our State Legislators to **support and approve A-2717**, which will provide a four-year extension for municipalities to commit the municipal housing trust fund dollars; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the sponsor of A-2717, Assemblyman Anthony Bucco, Senator Gerald Cardinale, Assemblywoman Holly Schepisi, Assemblyman Robert Schroeder members of the Assembly Housing and Local Government Committee, the New Jersey State League of Municipalities and the Office of the Governor.

Addendum D

RESOLUTION

ADOPTION AND AMENDMENT OF THE HARRINGTON PARK PERSONNEL POLICY AND HANDBOOK

WHEREAS, the Mayor and Council of the Borough of Harrington Park have determined that consistent with current laws, it is necessary for the Borough of Harrington Park to amend and adopt changes to the Harrington Park Personnel Policy and Handbook;

WHEREAS, the Bergen County Joint Insurance Fund has requested that the Borough of Harrington Park review and amend its policies and procedures consistently with the JIF recommendations

WHEREAS, the Mayor and Council are in receipt of and approve the Harrington Park Personnel Policy and Handbook along with the amendments as referenced herein;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Harrington Park that the amendments to the Harrington Park Personnel Policy and Handbook are hereby adopted. It is further resolved that the Borough Clerk is hereby directed to immediately

and forthwith forward a copy of such resolution to the Bergen County JIF and the insurance administrators for the Borough of Harrington Park.

Addendum E
RESOLUTION

Jewish Family Services-Wheels for Meals

WHEREAS, the Jewish Family Services has applied for permission to use roadways within Harrington Park to conduct their Wheels for Meals: Ride to Fight Hunger in Bergen County Tour on June 10, 2012 starting at 8am; and

WHEREAS, the proceeds raised by the event will be used to support JFS related service programs within Bergen County; and

WHEREAS, JFS will encompass towns within the area of Rockleigh, NJ including Harrington Park;; and,

BE IT RESOLVED, that the Harrington Park Police Department, the Harrington Park Volunteer Fire Department and the Harrington Park Volunteer Ambulance Corps be notified of the event so the event's Steering Committee can obtain the necessary insurance; and,

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Harrington Park that there is no objection to the conducting of the JFS Wheels for Meals bike ride though Harrington Park on June 10, 2012, as hereinbefore mentioned.

Addendum F
FREE COUNTY REVERSE EMERGENCY NOTIFICATION SYSTEM

**FOR MUNICIPALITIES WISHING TO ENTER INTO AGREEMENT WITH THE
COUNTY OF BERGEN FOR EMERGENCY SERVICES NOTIFICATION SYSTEM**

WHEREAS, there exists a need for the County of Bergen, Office of Emergency Management, Department of Public Safety to provide an automated telephone alerting system service (hereinafter called "system") to be available 24 hours a day, seven (7) days a week, and all days per year to the seventy (70) Municipalities comprising the County of Bergen; and

WHEREAS, the Bergen County Board of Chosen Freeholders adopted Resolution No. 205-12 on March 7, 2012, authorizing the County to award a purchase contract to Swiftreach Networks, 14 Industrial Avenue Suite#4, Mahwah, New Jersey (hereinafter known as the "service provider") to provide the above referenced system to those municipalities so desiring; and

WHEREAS, the Municipality wishes to utilize such a system for the benefit of its citizens; and

WHEREAS, an agreement is necessary to delineate the respective responsibilities of the parties in connection therewith; and

WHEREAS, the County shall pay 100% of the cost of initial installation, testing and training of the system and 100% of the cost of the annual maintenance, testing and training of the system and 100% of the call fees for emergency calls using the Emergency Service Listing and non-emergency calls using municipally-provided lists; and

NOW, THEREFORE BE IT RESOLVED, that the municipality be and is hereby authorized to enter into an Agreement with the County of Bergen to utilize an automated telephone alerting system at any time during the County's contract period with the service provider (April 07, 2012 through April 06, 2013) with an option for one (1) additional year; and be it further

RESOLVED, that the Mayor of the municipality be and is hereby authorized to execute said Agreement in a form to be approved by the municipal attorney.

Addendum G
FROM THE TAX COLLECTOR'S OFFICE
TAX COURT JUDGMENT
R E S O L U T I O N

WHEREAS, a Memorandum of Judgment issued by the Tax Court has been received by the Tax Collector concerning a reduction in the assessment of the following property for the tax year 2011 thereby creating the need to issue a property tax refund as follows:

Block 111, Lot 16

Alfred Chiang

45 Flint Terrace

Harrington Park, NJ 07640

2011 ORIGINAL ASSESSMENT

TAX BOARD JUDGMENT

Land: \$ 570,400

\$570,400

Impvts.: \$ 587,800

\$349,600

Total: \$1,158,200

\$920,000

Total 2011 Refund:\$4,814.02

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Harrington Park, County of Bergen, State of New Jersey that the Borough Treasurer/Tax Collector be and is hereby authorized and directed to prepare the necessary check as listed above.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to the Borough Treasurer/Tax Collector.

Addendum H
PAYMENT OF CLAIMS CERTIFICATION

I hereby certify that funds are available for the following disbursements:

2011 Appropriation Reserves

\$ 5,487.99

2012 Current Fund	\$1,571,611.82
Payroll (March)	\$ 185,198.65
Capital Fund	\$ 37,867.52
Trust Fund	\$ 11,103.32
Dog Revenue	\$ 53.40
Municipal Open Space Trust Fund	\$ 28,617.40

**Addendum I
RESOLUTION**

**BOROUGH OF HARRINGTON PARK
BERGEN COUNTY AWARDED A CONTRACT TO NEGLIA ENGINEERING FOR
THE UPDATE OF THE TAX MAPS PURSUANT TO A REEVALUATION OF
HARRINGTON PARK PROPERTIES**

WHEREAS, N.J.S.A. 18:12A-1.14 , N.J.S.A. 54:1-35.35 et seq., N.J.S.A. 54:4-23 and NJAC 8:24-4 confirm the need of the Borough of Harrington Park to conduct a reevaluation of assessments of properties within the Borough; and

WHEREAS, the Borough of Harrington Park as part of such revaluation program must amend or create new tax maps as part of such program; and

WHEREAS, Neglia Engineering has proposed performing such services for the sum of \$8500; and

WHEREAS, the Mayor and Council have determined that it is in the best interest of the Borough to award the contract for the tax map update to Neglia Engineering, the Borough Engineer; and

WHEREAS, the Borough has adopted an ordinance pursuant to N.J.S.A. 40 A: 4-53 providing an Emergency appropriation for such service and the Borough has further passed a Resolution pursuant to N.J.S.A. 40 A: 4-55 funding such action and the Chief Financial Office has determined that there are sufficient funds available to pay for the same; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Harrington Park, County of Bergen, State of New Jersey, as follows:

1. The Mayor, Clerk, Chief Financial Officer or such other authorized person shall execute and deliver the contract prepared by Neglia Engineering in the amount of \$8500.

**Addendum J
RESOLUTION**

**BOROUGH OF HARRINGTON PARK
BERGEN COUNTY PURSUANT TO N.J.S.A. 40A:4-55**

PROVIDING FOR THE PROVISION of "SPECIAL EMERGENCY NOTES" WHICH SHALL BE RETIRED OVER A FIVE-YEAR PERIOD IN CONNECTION WITH THE REVALUATION OF THE BOROUGH OF HARRINGTON PARK

WHEREAS, N.J.S.A. 18:12A-1.14 , N.J.S.A. 54:1-35.35 et seq., N.J.S.A. 54:4-23 and NJAC 8:24-4 confirm the need of the Borough of Harrington Park to conduct a reevaluation of assessments of properties within the Borough ; and

WHEREAS, the Borough of Harrington Park has passed an Ordinance, A Special Emergency Appropriation pursuant to N.J.S.A. 40 A:4-53 for the funding of such revaluation services in the amount of \$125,500 for a contract for revaluation as well as preparation of tax maps; and

WHEREAS, the Mayor and Council have determined that it is in the best interest of the Borough to finance such contracts through the issuance of "Special Emergency Notes" over a five-year period as provided by N.J.S.A. 40A:4-55; and

WHEREAS, The Chief Financial Officer Borough shall arrange for such issuance of such "Emergency Notes"; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Harrington Park, County of Bergen, State of New Jersey, as follows:

1. The Mayor, Clerk, Chief Financial Officer or such other authorized person shall prepare and execute such necessary documents for the preparation and sale of "Special Emergency Notes" as provided for herein and pursuant to statute;

**Addendum K
RESOLUTION
BOROUGH OF HARRINGTON PARK
BERGEN COUNTY AWARDED A REEVALUATION CONTRACT TO REALTY
APPRAISAL COMPANY**

WHEREAS, N.J.S.A. 18:12A-1.14 , N.J.S.A. 54:1-35.35 et seq., N.J.S.A. 54:4-23 and NJAC 8:24-4 confirm the need of the Borough of Harrington Park to conduct a reevaluation of assessments of properties within the Borough ; and

WHEREAS, the Borough of Harrington Park has received proposals with respect to the furnishing of services for the same; and

WHEREAS, the Mayor and Council have determined that it is in the best interest of the Borough to award the reevaluation contract to Realty Appraisal Company, the lowest most qualified bidder whose contract has been reviewed and approved by the County Board Of Taxation; and

WHEREAS, the Borough has adopted an ordinance pursuant to N.J.S.A. 40 A: 4-53

providing an Emergency Appropriation and the Borough has further passed a resolution pursuant to N.J.S.A. 40 A: 4-55 providing for the funding of such contract and the Chief Financial Officer has determined that there are sufficient funds available to pay for the same; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Harrington Park, County of Bergen, State of New Jersey, as follows:

1. The Mayor, Clerk, Chief Financial Officer or such other authorized person shall execute and deliver the contract prepared by Realty Appraisal Company in the amount of \$117,000 and such contract shall be forwarded to the State of New Jersey for its final approval .

**Addendum L
RESOLUTION**

CALLING FOR THE RESTORATION OF ENERGY TAXES TO MUNICIPALITIES

WHEREAS, taxes on gas and electric utilities were originally collected by the host municipalities to be used for local purposes and to compensate the public for the use of their rights of way; and

WHEREAS, when the State made itself the collection agent for these taxes, it promised to dedicate the proceeds to municipal property tax relief; since, just as municipalities collect property taxes for the benefit of school districts, counties and other entities; the State is supposed to collect Energy Taxes for the benefit of municipal governments; and

WHEREAS, for years, though, State budget makers have diverted funding from Energy Taxes to fund State programs; and instead of being spent on local programs and services and used to offset property taxes, the money has been spent as successive Legislatures and Administrations have seen fit; and

WHEREAS, while the State may need to have the right to over-ride the statutory dedication of these revenues to local governments, in order to deal with emergencies and crises that may occur; current State policy makers should not exercise that right automatically; and

WHEREAS, while that right should be the exception, it has become the rule; and

WHEREAS, by using tactics such as reducing CMPTRA, which is also comprised of revenues that should be returned to municipalities, State Budget makers have been able to continue collecting Energy Taxes, while keeping additional revenue that should have been returned to provide property tax relief; and

WHEREAS, from \$72 million in State Fiscal Year 2005, to \$505 million in State Fiscal Year 2011, the State's diversion of Energy Taxes has continued to grow; and

WHEREAS, in 2008, 2009 and 2010 (SFY 2009, 2010 and 2011), funding for municipal revenue replacement was slashed by about \$26 million in 2008 and \$32 million in 2009, followed by losses of about \$271 million in 2010; and

WHEREAS, the cumulative impact of years of underfunding has left many municipalities with serious needs and burdensome property taxes; and

WHEREAS, local elected officials are in the best position to decide the best use for these resources, which were always intended to fund local programs and services;

NOW THEFORE BE IT RESOLVED, by the Mayor and Governing Body of Harrington Park, that we join with the League of Municipalities in calling for the immediate restoration of funding diverted from Energy Taxes intended for local use; and

BE IT FURTHER RESOLVED, that we, respectfully, call on State policy makers to end the diversion of our municipal resources to cover State spending and to provide us with this important tool to relieve the worst-in-the-nation property tax burden borne, for too long, by the people of New Jersey; and

BE IT FINALLY

RESOLVED, that copies of this Resolution be forwarded to the Governor of the State of New Jersey, our State Legislators and the League of Municipalities.

**Addendum M
RESOLUTION**

AGREEMENT FOR PROFESSIONAL SERVICES

WHEREAS, Borough of Harrington Park has chosen to enter into a grant agreement in the amount of \$146,500.00 with the New Jersey Department of Transportation Municipal Aid Grant to provide roadway improvement in the LaRoche Avenue and Parkside Road areas within the Borough; and

WHEREAS, Neglia Engineering Associates has provided the Borough with an Agreement for Professional Services for this project; and

WHEREAS, the Agreement for Professional Services includes a lump sum cost of \$8,730.00 representing Engineering and Surveying Costs and on a time basis (schedule in contract) not to exceed \$8,220.00 representing Construction Management Services; and

WHEREAS, the CFO has certified that these funds have been appropriately budgeted for; and

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to execute the agreement of services for NJDOT Municipal Aid Grant for Neglia Engineering Associates, 34 Park Avenue, Lyndhurst, New Jersey.

Addendum N

RESOLUTION

Change Order Highland Fields Phase II

Be it resolved by the Mayor and Council of the Borough of Harrington Park, Bergen County, New Jersey that the contract for the Highland Fields Phase II was constructed by Darminio & Sons in accordance with the Plans and Specifications and any approved Change Orders, as directed by the Borough Engineer. The Contractor having supplied a 25% Guarantee Bond for a period of two years from March 23, 2012. The said construction is hereby accepted and final payment in the amount of Twenty Eight Thousand Six Hundred Seventeen Dollars and Forty Cents (\$28,617.40) is hereby approved.

Resolution to take effect immediately.

Addendum O

RESOLUTION

Change Order Riverside Cooperative Road Improvements

Be it resolved by the Mayor and Council of the Borough of Harrington Park, Bergen County, New Jersey that the contract for the 2011 Riverside Cooperative Road Improvements was constructed by D & L Paving Contractors in accordance with the Plans and Specifications and any approved Change Orders, as directed by the Borough Engineer. The Contractor having supplied a 25% Guarantee Bond for a period of two years from December 5, 2011. The said construction is hereby accepted and final payment in the amount of Thirteen Thousand Eleven Dollars and Thirty Six Cents (\$13,011.36) is hereby approved.

Resolution to take effect immediately.

Addendum AA-1

Ordinance #667

BOROUGH OF HARRINGTON PARK

BERGEN COUNTY, NEW JERSEY

CALENDAR YEAR 2012 ORDINANCE TO EXCEED

THE MUNICIPAL BUDGET APPROPRIATION LIMITS

AND TO ESTABLISH A CAP BANK

(N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the

3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Harrington Park in the County of Bergen finds its advisable and necessary to increase its CY 2012 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 1.0% increase in the budget of said year, amount to \$43,430 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Harrington Park, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the 2012 budget year, the final appropriations of the Borough of Harrington Park shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 1.0%, amounting to \$43,430, and that the 2012 municipal budget for the Borough of Harrington Park be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

**Addendum AA-2
ORDINANCE #668**

**BOROUGH OF HARRINGTON PARK
AN ORDINANCE PURSUANT TO N.J.S.A. 40A:4-53 AUTHORIZING AN
EMERGENCY APPROPRIATION FOR THE PREPARATION OF
APPROVED TAX MAPS AND PREPARATION AND EXECUTION OF A
COMPLETE REEVALUATION PROGRAM**

WHEREAS, the Borough of Harrington Park is undertaking a complete reevaluation of the taxable assessments of property within its jurisdiction;

WHEREAS, the Bergen County Board Of Taxation has specifically approved the same;

WHEREAS, a necessary aspect of such revaluation is the preparation of new approved tax maps;

WHEREAS, there exists an Emergent need for such appropriation and it is deemed to be in the best interests of the Borough of Harrington Park;

NOW, THEREFORE, BE IT ORDAINED and ENACTED by the Mayor and Council of the Borough of Harrington Park in the County of Bergen as follows:

The Mayor & Council hereby authorizes an emergency appropriation in the amount of \$125,500 comprised of \$117,000 for revaluation services and \$8500 for preparation and updating of tax maps;

FURTHERMORE, the Mayor and Council are hereby authorized to adopt a resolution pursuant to N.J.S.A. 40A:4-55 providing that such emergency appropriation shall be retired over a five-year period as provided by law;

This Ordinance shall take effect upon passage and publication as provided by law.

Addendum AA-3 CORRESPONDENCE

3/19/21

Executed copy of the County Health Contract-2012.

Sample School Ballot received-April 2012.

Closter Reso: Extending and Expanding Permit Extension Act of 2008.

2 Tax Appeals

3/20/12

2 Tax Appeals

3/21/12

3 Tax Appeals

Minor soil movement correspondence from Neglia Engineering for 271 Blanch Avenue.

OPRA 12-12 Tax information for Patrick Hegerty.

3/22/12

2 Tax Appeals

3/23/12

6 Tax Appeals

DEP –no further action-underground storage-85 Harriot Avenue

Resolution Franklin Lakes Re; Culverts

3/26/12

Senator Cardinale has advised the Borough has been awarded \$146,500 for the improvement of LaRoche and Parkside –NJDOT.

5 Tax Appeals

Request received to open ALL tennis courts.

Request to place signage for the Andiamo Ride to be placed throughout the Borough. Forwarded to Code Official.

Reverse 911 Services provided at no cost from the County has been changed to Swiftreach.

Correspondence from Senator Weinberg re: Agenda requirements and Open Public Meeting Act amendments.

OPRA 13-12 Information for 76 Schraalenburgh Rd.

3/27/12

17 Tax Appeals received.

Correspondence of Award of NJDOT grant for Laroche 5 received from DOT (Governor Christie) as well as Assemblyman Schroeder.

Mayor and Council Regular Meeting

April 16, 2012

Page 18

Office of the Governor has corresponded regarding savings to the Borough for PFRS and PERS for current fiscal year.

Board of Chosen Freeholders Resolutions:

411-12 Deny Parole to Christopher Righetti

420-12 Equality in Safety Standards in Wheelchairs

Board of Chosen Freeholders Ordinances:

12-05 Refunding the General 2003 Improvement and School Bond

12-06 BCIA Fair Lawn Community Center

12-07 Bergen County Action Program

12-08 Capital Improvements

12-09 Capital Improvements-Parks Department

12-10 DPW Capital Improvements

3/28/12

Cert Insurance Montana Construction for Lynn Higgins Project.

3/29/12

Cablevision channel changes as of March 16, 2012.

Agreement for Professional Services-Neglia Engineering-Laroche 5 and Parkside 3

Open Space Trust Fund hearing for awards for 2010.

14 Tax Appeals

3/30/12

NJLM Legislative Bulletin March 2012

Certificate of Insurance Family Promise of Bergen County

4/2/12

25 Tax Appeals

4/3/12

7 Tax Appeals

4/4/12

3 Tax Appeals

Minor Soil Correspondence 16 Dimas Court-Neglia Engineering

Oakland Resolution re: Bridge Culverts

County Show Mobile fee correspondence.

4/5/12

Minor Soil Movement Correspondence Neglia Engineering 34 Friend Terrace

4/9/12

Ordinance 2012:1119-Closter Re: Centennial AME Zion Church

NV Board of Ed-Pondside Park Field Usage-Cert of Insurance

4/13/12

Board of Chosen Resolutions: National Public Health Week, Donate Life Month, Sympathy to Family of Freeholder Chadwick, Sticker Shock Campaign, Sympathy to Family of Staff Sgt. J. D'Augustine, Autism Awareness Month, Child Abuse Prevention Month, Sympathy to Family of Staff Sgt. O. Canon, Prevention of Animal Cruelty Month.

Highland Field and Riverside Cooperative Paving Change Order and Maintenance Bond (Neglia Engineering).

Minor Soil 271 Blanch Avenue, 16 Dimas Ct.

Tidelines Spring 2012

Resolution supporting A-2717 (Borough of Closter)

Request to support the Jessica Lunsford Act (CUFFS).

Recycling Update-BCUA April 2012

Update on Police Accreditation Program JIF

Tax Appeal B1022 L16

3 OPRA (Election information, Budget Materials, Property information)

